

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

APPLICANT: Fowlkes et al.  
SERIAL NO.: 10/600,003  
FILED: June 18, 2003  
TITLE: YEAST CELLS ENGINEERED TO PRODUCE PHEROMONE SYSTEM  
PROTEIN SURROGATES, AND USES THEREFOR

DOCKET NO.: 011072-0013-999  
EXAMINER: Michael T. Brannock  
ART UNIT: 1646

AUG 23 2004

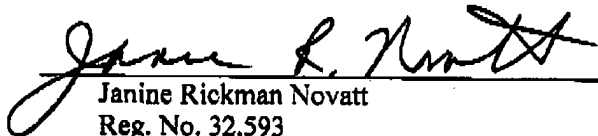
OFFICIAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Weiss, Moy & Harris, P.C.  
4204 N. Brown Avenue  
Scottsdale, AZ 85251-3989

August 23, 2004

I hereby certify that this "PRELIMINARY AMENDMENT" is being filed with the United States Patent and Trademark Office by facsimile transmission on August 23, 2004 to Examiner Michael T. Brannock, Art Unit 1646, at facsimile telephone number (703) 872-9306.

  
Janine Rickman Novatt  
Reg. No. 32,593

PRELIMINARY AMENDMENT

In the above-identified application, please enter the following claim amendments as set forth in the separate claim amendment sheet. Please also consider the following remarks.

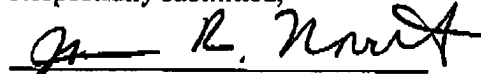
By this amendment, Claims 1-46, 50-55, 62-87 and 89-95 have been cancelled. Claims 47-49, 56-61, and 88 are pending in the instant application. Claims 47 and 58 correspond respectively to independent Claims 59 and 51 in Applicants' co-pending Application Serial No. 09/286,166 and Claims 47-49, 56-61 and 88 of Pausch et al., U.S. Patent No. 6, 406, 871. Applicants respectfully request entry of the instant amendment. Allowance of pending claims 47-49, 56-61, and 88 and declaration of an interference with the '871 Pausch patent is earnestly sought.

Applicant would like to thank the Examiner for courteously discussing this application on several occasions with the undersigned. The Examiner is invited to call the undersigned attorney to further discuss this matter if there are any remaining questions.

If there are any additional fees incurred by this Amendment, please deduct them from our Deposit Account No. 23-0830.

Dated: August 23, 2004

Respectfully submitted,



Janine Rickman Novatt  
Reg. No. 32,593

Weiss, Moy & Harris, LLP  
4204 N. Brown Avenue  
Scottsdale, AZ 85251  
(480)994-8888